

State of South Dakota

SEVENTY-THIRD SESSION
LEGISLATIVE ASSEMBLY, 1998

861B0323

HOUSE BILL NO. 1069

Introduced by: Representatives Jorgensen, Cutler, Haley, and McNenny and Senators Shoener, Dunn (Jim), Flowers, Symens, and Vitter

1 FOR AN ACT ENTITLED, An Act to revise the procedure for the valuation of agricultural land
2 and to declare an emergency.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. Any agricultural land, as defined in § 10-6-31.3, which sells for more than one
5 hundred fifty percent of its agricultural income value may not be used for the purpose of valuing
6 agricultural land for the 1998 assessment year. The agricultural income value shall be determined
7 using capitalized actual annual cash rent. The actual annual cash rent is the actual annual cash
8 rent, excluding the actual per acre tax on agricultural land, determined through an analysis of
9 actual arm's length rental agreements collected within the county in the year prior to the year for
10 which the income value is being determined. The annual cash rent shall be capitalized at eight
11 percent.

12 Section 2. That section 1 of this Act be repealed on October 31, 1998.

13 Section 3. Whereas, this Act is necessary for the support of the state government and its
14 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in full
15 force and effect from and after its passage and approval.